APPENDIX B

GEORGE H. EISER, III
City Attorney
CITY OF NATIONAL CITY
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(619) 336-4220

Attorney for Plaintiffs

Case No. 578784

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN DIEGO

THE PEOPLE OF THE STATE OF CALIFORNIA;
CITY OF NATIONAL CITY, a municipal corporation

Plaintiffs,

vs.

STEVEN D. WIENER; STEVEN D. WIENER
DBA CHUCK'S BOOKSTORE;
PATRICIA SAUNDERS; Does 1 through 30, inclusive,

Defendants.

AMENDMENT TO COMPLAINT

Plaintiffs amend the complaint on file herein, by amending paragraph 6 of said complaint to read as follows:

6. At all times herein mentioned, and since on or about December 10, 1986, defendants have occupied, used, managed, owned or leased the premises at 929 National City Boulevard in such manner as to constitute a continuing public nuisance within the meaning of Civil Code Section 3479 and 3480, in that defendants' use of said premises unlawfully intereferes with and is injurious to the orderly and planned use of land resources, is indecent or offensive to the senses, and obstructs the free use of property so as to interfere with the comfortable enjoyment of life or property. Said public nuisance affects an entire neighborhood or a considerable number of persons within the meaning of Civil Code Section 3480.

Dated: January 20, 1987.

GEORGE H. EISER, III,
City Attorney
Attorney for Plaintiffs

CASE NUMBER 57884

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF SAN DIEGO**

The PEOPLE OF THE STATE OF CALIFORNIA; CITY OF NATIONAL CITY, a municipal corporation, vs. STEVEN D. WIENER dba CHUCK'S BOOKSTORE; PATRICIA SAUNDERS; DOES 1-30, inclusive GEORGE H. EISER, III, City Attorney 1243 National City Blvd., National City, CA 92050.

Attorney(s) for: Plaintiffs, Telephone: (619) 336-4220.

DECLARATION OF SERVICE BY MAIL

I, Erminia L. Valdez declare: That I am, and was at the time of service of the papers herein referred to, over the age of eighteen years, and not a party to the action; and I am employed in the County of San Diego, California, in which county the within-mentioned mailing occurred. My business address is 1243 National City Blvd., National City, California. I served the following document(s) AMENDMENT TO COMPLAINT by placing a copy thereof in a separate envelope for each addressee named hereafter, addressed to each such addressee respectively as follows:

Norman R. Atkins, Esq., 424 South Beverly Drive, Beverly Hills, CA 90212.

Patricia Saunders, 929 National City Boulevard, National City, CA 92050.

I then sealed each envelop and, with the postage thereon fully prepaid, deposited each in the United States mail at National City, California, on January 20, 1987.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on National City, 1987.

ERMINIA L. VALDEZ